

BILL NO. R-92-06- 21 (as amended)

RESOLUTION NO. R-35-92

RESOLUTION APPROVING  
PROMISSORY NOTES TO THE  
FORT WAYNE COMMUNITY  
TRUST.

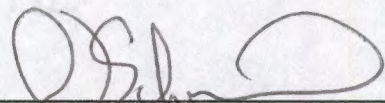
WHEREAS, the City of Fort Wayne requests the approval of Common Council for two Promissory Notes to the Fort Wayne Community Trust.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF FORT WAYNE, INDIANA:

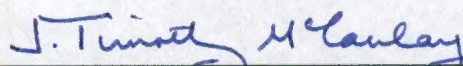
SECTION 1. That the Promissory Note in the amount of Two Million Two Hundred Thousand Dollars (\$2.2 million), attached hereto, made a part hereof and marked Exhibit "A" be approved.

SECTION 2. That the Promissory Note in the amount of One Million One Hundred Thousand Dollars (\$1.1 million), attached hereto, made a part hereof and marked Exhibit "B" be approved.

SECTION 3. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

  
Council Member

APPROVED AS TO FORM  
AND LEGALITY

  
J. TIMOTHY MCCAULAY, CITY ATTORNEY



Fort Wayne, Indiana  
Date: \_\_\_\_\_

**PROMISSORY NOTE**

The City of Fort Wayne promises and agrees to pay the FORT WAYNE COMMUNITY TRUST the sum of Two Million Two Hundred Thousand Dollars (\$2.2 million).

INTEREST RATE. This obligation shall bear interest at the rate of 4.55% per annum.

TIME FOR PAYMENT.

- a.) Interest shall be payable hereon on 31st day of December, 1993, and the 31st day of December of each year thereafter until all outstanding principal and interest have been paid.
- b.) Principal shall be payable in fifteen equal annual installments beginning on the 31st day of December, 1993, and the 31st day of December of each year thereafter. Principal may be prepaid.

PLACE OF PAYMENT: This obligation shall be payable at Lincoln National Bank and Trust Company of Fort Wayne, in its capacity as Trustee of the Fort Wayne Community Trust, or at any duly qualified and appointed successor trustee.

CUSTODIAN OF THIS NOTE: Lincoln National Bank and Trust Company, as Trustee of the Fort Wayne Community Trust, shall be the Custodian of this note.

DEFAULT: In the event of default in payment of this note, or any part, principal and interest, when due, the whole amount remaining unpaid shall, without notice of non-payment or demand of payment, immediately become due and payable, together with attorney's fees.

CITY OF FORT WAYNE

BY: \_\_\_\_\_  
Paul Helmke, its Mayor

This instrument prepared by J. Timothy McCaulay, Attorney at Law.

Fort Wayne, Indiana

Date: \_\_\_\_\_

**PROMISSORY NOTE**

The City of Fort Wayne promises and agrees to pay the FORT WAYNE COMMUNITY TRUST the sume of One Million One Hundred Thousand Dollars (\$1.1 million).

INTEREST RATE. This obligation shall bear interest at the rate of 4.55% per annum.

TIME FOR PAYMENT:

- a.) Interest shall be payable hereon on the 31st day of December 1993, and on the 31st day of December each year thereafter until all outstanding principal and interest have been paid.
- b.) \$550,000 of the principal shall be payable on or before December 31 1993; and the balance thereof shall be payable on or before December 31, 1994.

PLACE OF PAYMENT: This obligation shall be payable at Lincoln National Bank and Trust Company of Fort Wayne, in its capacity as Trustee of the Fort Wayne Community Trust, or at any duly qualified and appointed successor trustee.

CUSTODIAN OF THIS NOTE: Lincoln National Bank and Trust Company, as Trustee of the Fort Wayne Community Trust, shall be the Custodian of this note.

DEFAULT: In the event of default in payment of this note, or any part, principal and interest, when due, the whole amount remaining unpaid shall, without notice of non-payment or demand of payment, immediately become due and payable, together with attorney's fees.

CITY OF FORT WAYNE

BY: \_\_\_\_\_  
Paul Helmke, its Mayor

This instrument prepared by J. Timothy McCaulay, Attorney at Law.

Read the first time in full and on motion by \_\_\_\_\_,  
and duly adopted, read the second time by title and referred to the  
Committee on \_\_\_\_\_ (and the City Plan Commission  
for recommendation) and Public Hearing to be held after due legal notice, at  
the Common Council Council Conference Room 128, City-County Building, Fort  
Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock  
\_\_\_\_\_, M., E.S.T.

DATED: \_\_\_\_\_

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Schmidt,  
and duly adopted, placed on its passage. PASSED ~~LOST~~  
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>7</u>	<u>2</u>		
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG		<u>✓</u>		
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT		<u>✓</u>		
TALARICO	<u>✓</u>			

DATED: 7-14-92

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) \_\_\_\_\_ (APPROPRIATION) \_\_\_\_\_ (GENERAL)  
(SPECIAL) \_\_\_\_\_ (ZONING) \_\_\_\_\_ ORDINANCE RESOLUTION NO. P-35-92  
on the 14th day of July, 1992

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Thomas E. Henry  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 15th day of July, 1992,  
at the hour of 9:30 o'clock A., M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 15th day of July,  
1992, at the hour of 1:30 o'clock P., M., E.S.T.

Paul Helmke  
PAUL HELMKE, MAYOR

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DIGEST SHEET

TITLE OF ORDINANCE RESOLUTION

DEPARTMENT REQUESTING ORDINANCE MAYOR'S OFFICE/CONTROLLER OFFICE

SYNOPSIS OF ORDINANCE APPROVES TWO PROMISSORY NOTES TO THE FORT WAYNE COMMUNITY TRUST.

9-92-06-21  
(as amended)

EFFECT OF PASSAGE PROMISSORY NOTES ARE APPROVED - PROJECTS CAN BE COMPLETED.

EFFECT OF NON-PASSAGE PROJECTS CANNOT BE COMPLETED.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \_\_\_\_\_

ASSIGNED TO COMMITTEE (PRESIDENT) \_\_\_\_\_



BILL NO. R-92-06-21

REPORT OF THE COMMITTEE ON  
THE COMMITTEE OF THE WHOLE

DONALD J. SCHMIDT, CHAIR  
CLETUS R. EDMONDS, VICE CHAIR  
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON THE COMMITTEE OF THE WHOLE TO WHOM WAS  
REFERRED AN (~~ORDINANCE~~) (RESOLUTION) APPROVING PROMISSORY NOTES  
TO THE FORT WAYNE COMMUNITY TRUST

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(~~ORDINANCE~~) (RESOLUTION) \_\_\_\_\_

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Sam J. Talarico

John P. Kelly

Rebecca Davis

Mark Chiquita

\_\_\_\_\_

C.R. Edmond

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DATED: 7-14-92

Sandra E. Kennedy  
City Clerk

Fort Wayne, Indiana  
Date: \_\_\_\_\_

**PROMISSORY NOTE**

The City of Fort Wayne promises and agrees to pay the FORT WAYNE COMMUNITY TRUST the sum of Two Million Two Hundred Thousand Dollars (\$2.2 million).

**INTEREST RATE.** This obligation shall bear interest at the rate of 4.55% per annum.

**TIME FOR PAYMENT.**

- a.) Interest shall be payable hereon on 31st day of December, 1993, and the 31st day of December of each year thereafter until all outstanding principal and interest have been paid.
- b.) Principal shall be payable on or before December 31, 2007.

**PLACE OF PAYMENT:** This obligation shall be payable at Lincoln National Bank and Trust Company of Fort Wayne, in its capacity as Trustee of the Fort Wayne Community Trust, or at any duly qualified and appointed successor trustee.

**CUSTODIAN OF THIS NOTE:** Lincoln National Bank and Trust Company, as Trustee of the Fort Wayne Community Trust, shall be the Custodian of this note.

**DEFAULT:** In the event of default in payment of this note, or any part, principal and interest, when due, the whole amount remaining unpaid shall, without notice of non-payment or demand of payment, immediately become due and payable, together with attorney's fees.

CITY OF FORT WAYNE

BY: \_\_\_\_\_  
Paul Helmke, its Mayor

This instrument prepared by J. Timothy McCaulay, Attorney at Law.